

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

STEPHEN LEE CZAPLA,

Plaintiff,

v.

DEE DEE EVERGREEN, *et al.*,

Defendants.


CASE NO. C08-236-JCC-JPD

ORDER

The Court, having reviewed the Report and Recommendation of the Honorable James P. Donohue, United States Magistrate Judge, and the balance of the record, does hereby find and
ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) The complaint and this action are DISMISSED without prejudice under 28 U.S.C. § 1915(e)(2)(B)(ii). This dismissal shall count as a strike under 28 U.S.C. § 1915(g).
- (3) The Clerk is directed to send copies of this Order to plaintiff and to Judge Donohue.

DATED this 24th day of March, 2008.



John C. Coughenour
United States District Judge